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15 Attorneys for Plaintiff
16 UNITED STATES OF AMERICA

17 UNITED STATES DISTRICT COURT

18 FOR THE CENTRAL DISTRICT OF CALIFORNIA

19 UNITED STATES OF AMERICA,

20 No. CR 16-0228-CAS

21 Plaintiff,

22 STIPULATION REGARDING REQUEST FOR
(1) CONTINUANCE OF TRIAL DATE AND
(2) FINDINGS OF EXCLUDABLE TIME
PERIODS PURSUANT TO SPEEDY TRIAL
ACT

23 v.

24 MARSHA GAY REYNOLDS,

25 Defendant.

26 CURRENT TRIAL DATE: 05/31/16
27 PROPOSED TRIAL DATE: 08/09/16

28
29 Plaintiff United States of America, by and through its counsel
30 of record, the United States Attorney for the Central District of
31 California and Assistant United States Attorney Reema M. El-Amamy,
32 and defendant Marsha Gay Reynolds, by and through her counsel of
33 record, Stuart Goldfarb, hereby stipulate as follows:

34 1. The Indictment in this case was filed on April 8, 2016.

35 Defendants first appeared before a judicial officer of the court in
36 which the charges in this case were pending on April 4, 2016. The

1 Speedy Trial Act, 18 U.S.C. § 3161, originally required that the
2 trial commence on or before June 17, 2016.

3 2. On April 22, 2016, the Court set a trial date of May 31,
4 2016. On May 9, 2016, the Court continued the trial date to August
5 9, 2016.

6 3. Defendant is detained pending trial. The parties estimate
7 that the trial in this matter will last approximately three days.

8 4. By this stipulation, the parties jointly move to continue
9 the trial date to August 9, 2016.

10 5. The parties request the continuance based upon the
11 following facts, which the parties believe demonstrate good cause to
12 support the appropriate findings under the Speedy Trial Act:

13 a. Defendant is charged with a violation of 21 U.S.C.
14 §§ 841(a)(1), (b)(1)(A)(ii): Possession with Intent to Distribute
15 Cocaine. The government has produced discovery to the defense,
16 including video surveillance pertinent to the charge.

17 b. In light of the foregoing, counsel for defendant
18 represents that additional time is necessary to confer with
19 defendant, conduct and complete an independent investigation of the
20 case, conduct and complete additional legal research including for
21 potential pre-trial motions, review the discovery and potential
22 evidence in the case, and prepare for trial in the event that a
23 pretrial resolution does not occur.

24 c. Defendant believes that failure to grant the
25 continuance will deny her continuity of counsel and adequate
26 representation.

27 d. The government does not object to the continuance.

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1 e. The requested continuance is not based on congestion
2 of the Court's calendar, lack of diligent preparation on the part of
3 the attorney for the government or the defense, or failure on the
4 part of the attorney for the Government to obtain available
5 witnesses.

6 6. For purposes of computing the date under the Speedy Trial
7 Act by which defendant's trial must commence, the parties agree that
8 the time period of May 31, 2016 to August 9, 2016, inclusive, should
9 be excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(i), and
10 (h)(7)(B)(iv) because the delay results from a continuance granted by
11 the Court at defendant's request, without government objection, on
12 the basis of the Court's finding that: (i) the ends of justice served
13 by the continuance outweigh the best interest of the public and
14 defendant in a speedy trial; (ii) failure to grant the continuance
15 would be likely to make a continuation of the proceeding impossible,
16 or result in a miscarriage of justice; and (iii) failure to grant the
17 continuance would unreasonably deny defendant continuity of counsel
18 and would deny defense counsel the reasonable time necessary for
19 effective preparation, taking into account the exercise of due
20 diligence.

21 7. Nothing in this stipulation shall preclude a finding that
22 other provisions of the Speedy Trial Act dictate that additional time
23 periods be excluded from the period within which trial must commence.

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1 Moreover, the same provisions and/or other provisions of the Speedy
2 Trial Act may in the future authorize the exclusion of additional
3 time periods from the period within which trial must commence.

4 IT IS SO STIPULATED.

5 Dated: May 23, 2016

Respectfully submitted,

6 EILEEN M. DECKER
United States Attorney

7 LAWRENCE S. MIDDLETON
Assistant United States Attorney
Chief, Criminal Division

10 /s/

11 REEMA M. EL-AMAMY
Assistant United States Attorney

12 Attorneys for Plaintiff
13 UNITED STATES OF AMERICA

14 I am MARSHA GAY REYNOLDS attorney. I have carefully discussed
15 every part of this stipulation and the continuance of the trial date
16 with my client. I have fully informed my client of his Speedy Trial
17 rights. To my knowledge, my client understands those rights and
18 agrees to waive them. I believe that my client's decision to give up
19 the right to be brought to trial earlier than August 9, 2016 is an
20 informed and voluntary one.

21 
22 STUART GOLDFARB
23 Attorney for Defendant
MARSHA GAY REYNOLDS

24 Date

25 5-24-16

26 I have read this stipulation and have carefully discussed it
27 with my attorney. I understand my Speedy Trial rights. I
28 voluntarily agree to the continuance of the trial date, and give up

1 my right to be brought to trial earlier than August 9, 2016.

2 M. Reynolds

3 MARSHA GAY REYNOLDS
Defendant

4 Date

5-24-16

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